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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

RICKEY N. BOLES,)	
)	
Plaintiff,)	
)	Civil No. 04-1529-CO
v.)	
)	ORDER
JEAN HILL, et al.,)	
)	
Defendants.)	
_____)	

Magistrate Judge John P. Cooney filed Findings and Recommendation on February 27, 2007, in the above entitled case. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). When either party objects to any portion of a magistrate judge's Findings and Recommendation, the district court must make a de novo determination of that portion of the magistrate judge's report. See 28 U.S.C. § 636(b)(1); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Plaintiff has timely filed objections. I have, therefore, given de novo review of Magistrate Judge Cooney's rulings.

I find no error. Accordingly, I ADOPT Magistrate Judge Cooney's Findings and Recommendation filed February 27, 2007, in its entirety. Defendants' motion for summary judgment as to plaintiff's claim one is allowed. Plaintiff's motion for an order compelling discovery is denied as moot. Defendants' unenumerated 12B motion to dismiss claim three(#46) is allowed.

IT IS SO ORDERED.

DATED this 7th day of June, 2007.


UNITED STATES DISTRICT JUDGE